

1 SCOTT N. SCHOOLS (SCBN 9990)  
United States Attorney

3 BRIAN J. STRETCH (CABN 163973)  
Chief, Criminal Division

5 TAREK J. HELOU (CABN 218225)  
Assistant United States Attorney

6 450 Golden Gate Avenue, Box 36055  
7 San Francisco, California 94102  
8 Telephone: (415) 436-7071  
Facsimile: (415) 436-7234  
9 Tarek.J.Helou@usdoj.gov

10 Attorneys for Plaintiff

11  
12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15  
16 UNITED STATES OF AMERICA, ) CR No. 07-00698-MMC  
17 Plaintiff, ) STIPULATION AND [PROPOSED] ORDER  
18 v. ) EXCLUDING TIME UNDER 18 U.S.C. § 3161  
19 ALIREZA RAHMANI, )  
20 Defendant. )  
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22 On November 16, 2007, the parties in this case appeared before the Court and scheduled trial  
23 setting before the Honorable Maxine M. Chesney on December 5, 2007. The parties also  
24 stipulated that time from November 16, 2007 through December 5, 2007 should be excluded  
25 from Speedy Trial Act calculations because defense counsel needs additional time to view  
26 evidence seized from the defendant. The parties represented to the Court that the length of the  
27 requested continuance was the reasonable amount of time necessary for effective preparation of  
28 defense counsel, taking into account the exercise of due diligence. 18 U.S.C. §

1 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by this continuance  
 2 outweighed the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §  
 3 3161(h)(8)(A).

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5 SO STIPULATED.

Respectfully submitted,

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SCOTT N. SCHOOLS  
United States Attorney

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DATED: November 16, 2007

/s/

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TAREK J. HELOU  
Assistant United States Attorney

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DATED: November 16, 2007

/s/

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CARLYLE VARLACK  
Attorney for Defendant Alireza Rahmani

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As the Court noted on November 16, 2007, and for the reasons stated above, the Court finds  
 15 that the ends of justice served by the requested continuance outweigh the best interests of the  
 16 public and the defendant in a speedy trial. The Court also finds that time from November 16,  
 17 2007 through December 5, 2007 shall be excluded from Speedy Trial Act calculations for  
 18 effective preparation of defense counsel. 18 U.S.C. §3161(h)(8)(A). Failing to grant the  
 19 requested continuance would deny counsel reasonable time necessary for effective preparation,  
 20 taking into account the exercise of due diligence, and would result in a miscarriage of justice. 18  
 21 U.S.C. §3161(h)(8)(B)(iv).

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SO ORDERED.

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DATED: November 19, 2007

THE HONORABLE BERNARD ZIMMERMAN  
United States Magistrate Judge

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Stipulation and [Proposed] Order Excluding Time  
 CR 07-00698-MMC

